

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

—————
TWENTY-NINTH LEGISLATIVE DAY
MONDAY, FEBRUARY 7, 2022

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed 69 members present.

Absent and excused - Youngblood. Total - 1.

Total - 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Audrey Payne, Page.

3RD ORDER

Approval of Journal

February 7, 2022

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Twenty-sixth Legislative Day and recommend that same be adopted as corrected.

CHANEY, Chairman

Mr. Chaney moved that the report be adopted. Seconded by Mr. Gannon. Report adopted.

4TH ORDER

Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, FRED WOOD, State Representative, District 27, Seat B, Cassia and Minidoka Counties, State of Idaho, has nominated, DEBBIE CRITCHFIELD, of 1854 South Hwy 27, Oakley, Idaho 83346, to perform the duties of this office temporarily as Acting State Representative, District 27, Seat B.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Debbie Critchfield of Oakley, Idaho, to the office of Acting State Representative, District 27, Seat B, for a term commencing February 7, 2022 through February 18, 2022.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 3rd day of February, in the year of our Lord two thousand and twenty-two, and of the Independence of the United States of America, the two hundred

and forty-sixth year and of the Statehood of Idaho the one hundred and thirty-second year.

/s/ BRAD LITTLE

Governor

/s/ LAWRENCE DENNEY

Secretary of State

The Certificate of Appointment was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Debbie Critchfield.

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, LAURIE LICKLEY, State Representative, District 25, Seat A, Jerome and Twin Falls Counties, State of Idaho, has nominated, AMY SCHUTTE, of 2428 E 3600 N, Twin Falls, Idaho 83301, to perform the duties of this office temporarily as Acting State Representative, District 25, Seat A.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Amy Schutte of Twin Falls, Idaho, to the office of Acting State Representative, District 25, Seat A, for a term commencing February 7, 2022, and continuing until such time as Representative Lickley is able to resume her duties.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 7th day of February, in the year of our Lord two thousand and twenty-two, and of the Independence of the United States of America, the two hundred and forty-sixth year and of the Statehood of Idaho the one hundred and thirty-second year.

/s/ BRAD LITTLE

Governor

/s/ LAWRENCE DENNEY

Secretary of State

The Certificate of Appointment was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Amy Schutte.

OFFICE OF THE GOVERNOR
Boise

February 4, 2022

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed on February 4, 2022 and am transmitting to the Secretary of State the following House bills, to wit:

[H 436](#) and [H 449](#)

Sincerely,

/s/ Brad Little
Governor

February 4, 2022

Mr. Speaker:

I return herewith enrolled [H 443](#) which has been signed by the President.

NOVAK, Secretary

Enrolled [H 443](#) was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 4, 2022

Mr. Speaker:

I transmit herewith [S 1249](#) and [S 1241](#) which have passed the Senate.

NOVAK, Secretary

[S 1249](#) and [S 1241](#) were filed for first reading.

5TH ORDER

Report of Standing Committees

February 7, 2022

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed [H 531](#), [H 532](#), [H 533](#), [H 534](#), [H 535](#), [H 536](#), [H 537](#), [H 538](#), [H 539](#), [H 540](#), [H 541](#), [H 542](#), and [H 543](#).

CHANEY, Chairman

[H 531](#), [H 532](#), and [H 535](#) were referred to the State Affairs Committee.

[H 533](#) was referred to the Education Committee.

[H 534](#) was referred to the Commerce and Human Resources Committee.

[H 536](#), [H 537](#), [H 538](#), [H 540](#), [H 541](#), [H 542](#), and [H 543](#) were referred to the Judiciary, Rules and Administration Committee.

[H 539](#) was referred to the Transportation and Defense Committee.

February 4, 2022

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration [H 461](#), [H 505](#), and [H 506](#) and recommend that they do pass.

CLOW, Chairman

[H 461](#), [H 505](#), and [H 506](#) were filed for second reading.

February 7, 2022

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 521](#) and recommend that it do pass.

CRANE, Chairman

[H 521](#) was filed for second reading.

February 7, 2022

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration [H 509](#) and [H 510](#) and recommend that they do pass.

HARRIS, Chairman

[H 509](#) and [H 510](#) were filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

8TH ORDER

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 544 BY EDUCATION COMMITTEE AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-1001, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-1004B, IDAHO CODE, TO PROVIDE FOR PLACEMENT OF CERTAIN STAFF ON THE CAREER LADDER; AMENDING SECTION 33-1201A, IDAHO CODE, TO REVISE PROVISIONS REGARDING CERTAIN PROFESSIONAL ENDORSEMENTS AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 545 BY EDUCATION COMMITTEE AN ACT

RELATING TO PUBLIC CHARTER SCHOOLS; REPEALING SECTION 33-5217, IDAHO CODE, RELATING TO THE PUBLIC CHARTER SCHOOL DEBT RESERVE; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-5217, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE PUBLIC CHARTER SCHOOL REVOLVING LOAN FUND; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 546 BY BUSINESS COMMITTEE AN ACT

RELATING TO THE ENERGY CONSERVATION CODE; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 39, IDAHO CODE, TO PROVIDE FOR THE ADOPTION OF THE IDAHO ENERGY CONSERVATION CODE, TO PROVIDE FOR APPROVAL OF THE IDAHO ENERGY CONSERVATION CODE BY THE IDAHO BUILDING CODE BOARD AND THE LEGISLATURE, AND TO PROVIDE FOR PREEMPTION; AMENDING SECTION 39-4109, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES, TO PROVIDE FOR THE ADOPTION OF THE 2018 INTERNATIONAL BUILDING CODE, THE 2018 INTERNATIONAL RESIDENTIAL CODE, AND THE IDAHO ENERGY CONSERVATION CODE AND TO REVISE PROVISIONS REGARDING APPLICATION OF CODES; AMENDING SECTION 39-4116, IDAHO CODE, TO PROVIDE FOR THE ADOPTION OF THE 2018 INTERNATIONAL BUILDING CODE, THE 2018 INTERNATIONAL RESIDENTIAL CODE, AND THE IDAHO ENERGY CONSERVATION CODE, TO REVISE PROVISIONS REGARDING ADOPTION OF CERTAIN CODES, AND TO MAKE TECHNICAL CORRECTIONS; PROVIDING LEGISLATIVE INTENT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 547 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO BALLOTS; AMENDING CHAPTER 23, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-2324, IDAHO CODE, TO PROHIBIT CERTAIN

BALLOT COLLECTION ACTIVITIES; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 548
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 34-107, IDAHO CODE, TO PROVIDE THAT IF A PERSON CLAIMS A CERTAIN EXEMPTION FOR A HOMESTEAD, THEN THAT HOMESTEAD SHALL BE THE PERSON'S RESIDENCE FOR VOTING PURPOSES AND TO REVISE PROVISIONS REGARDING THE DETERMINATION OF A PERSON'S RESIDENCE FOR VOTING PURPOSES; AMENDING CHAPTER 2, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-219, IDAHO CODE, TO PROVIDE FOR AN INVESTIGATION INTO THE QUALIFICATIONS OF A CANDIDATE FOR OFFICE, TO PROVIDE FOR A DEADLINE, AND TO PROVIDE THAT THE STATE OR A POLITICAL SUBDIVISION SHALL PROVIDE CERTAIN INFORMATION UPON REQUEST OF THE SECRETARY OF STATE OR A COUNTY CLERK; AMENDING SECTION 34-701, IDAHO CODE, TO REQUIRE A SWORN VERIFICATION ON QUALIFICATIONS FOR OFFICE AND TO PROVIDE FOR A CERTAIN DISCLOSURE; AMENDING SECTION 63-602G, IDAHO CODE, TO PROVIDE FOR A CERTAIN DISCLOSURE TO A COUNTY CLERK AND THE SECRETARY OF STATE, TO PROVIDE FOR A CERTAIN DATABASE, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 549
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 34-404, IDAHO CODE, TO REVISE PROVISIONS REGARDING REGISTRATION OF ELECTORS; AMENDING SECTION 34-408A, IDAHO CODE, TO REVISE PROVISIONS REGARDING ELECTION DAY REGISTRATION; AMENDING SECTION 34-409, IDAHO CODE, TO REVISE PROVISIONS REGARDING ELECTRONIC VOTER REGISTRATION; AMENDING SECTION 34-410A, IDAHO CODE, TO REVISE PROVISIONS REGARDING FEDERAL ABSENTEE REGISTRATION FORMS; AMENDING SECTION 34-411, IDAHO CODE, TO REVISE PROVISIONS REGARDING VOTER REGISTRATION INFORMATION; AMENDING SECTION 34-1106, IDAHO CODE, TO REVISE PROVISIONS REGARDING DELIVERY OF BALLOTS TO ELECTORS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 34-1113, IDAHO CODE, TO REMOVE PROVISIONS REGARDING VOTER IDENTIFICATION REQUIRED AT THE POLLS; REPEALING SECTION 34-1114, IDAHO CODE, RELATING TO AN AFFIDAVIT IN LIEU OF PERSONAL IDENTIFICATION; AMENDING CHAPTER 11, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-1114, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING PROVISIONAL BALLOTS; AMENDING SECTION 34-217, IDAHO CODE, TO REVISE PROVISIONS REGARDING RETENTION OF COUNTY ELECTION RECORDS; AMENDING SECTION 34-1012, IDAHO CODE, TO REVISE PROVISIONS REGARDING EARLY VOTING AND TO MAKE TECHNICAL CORRECTIONS; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY.

[H 544](#), [H 545](#), [H 546](#), [H 547](#), [H 548](#), and [H 549](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1249](#) and [S 1241](#), by Local Government and Taxation Committee, were introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

At this time, the Speaker put the House at ease for an Idaho State Historical Society presentation.

The Idaho State Historical Society presented for viewing the original documents that admitted Idaho as the 43rd state in the Union in 1890.

Prior to going at ease, the House was at the Eighth Order of Business.

There being no objection, the House advanced to the Tenth Order of Business.

10TH ORDER
Second Reading of Bills and Joint Resolutions

[H 469](#), [H 501](#), and [HJM 3](#), by Judiciary, Rules and Administration Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Kauffman asked unanimous consent that [H 471](#) be placed on General Orders for consideration. There being no objection, it was so ordered.

[H 451](#) - JUVENILE CORRECTIONS ACT

[H 451](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Erickson to open debate.

The question being, "Shall [H 451](#) pass?"

Roll call resulted as follows:

AYES—Adams, Addis, Amador, Andrus, Armstrong, Barbieri, Berch, Blanksma, Boyle, Bundy, Burns, Cannon, Chaney, Chew, Christensen, Clow, Crane, Dixon, Ehardt, Erickson, Ferch, Furniss, Galloway, Gannon, Gestrin, Gibbs, Giddings, Green, Hanks, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Lickley(Schutte), Manwaring, Marshall, Mathias, McCann, McCrostie, Mendive, Mitchell, Monks, Moon, Moyle, Nash, Nate, Necochea, Nichols, Okuniewicz, Palmer, Rubel, Ruchti, Scott, Shepherd, Skaug, Syme, Toone, Troy, Vander Woude, Weber, Wisniewski, Wood(Critchfield), Yamamoto, Young, Mr. Speaker. Total - 68.

NAYS—None.

Absent—DeMordaunt, Youngblood. Total - 2.

Total - 70.

Whereupon the Speaker declared that [H 451](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 452 - JUVENILE CORRECTIONS ACT

H 452 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Erickson to open debate.

The question being, "Shall H 452 pass?"

Roll call resulted as follows:

AYES—Adams, Addis, Amador, Andrus, Armstrong, Barbieri, Berch, Blanksma, Boyle, Bundy, Burns, Cannon, Chaney, Chew, Christensen, Clow, Crane, Dixon, Ehardt, Erickson, Ferch, Furniss, Galloway, Gannon, Gestrin, Gibbs, Giddings, Green, Hanks, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Lickley(Schutte), Manwaring, Marshall, Mathias, McCann, Mendive, Mitchell, Monks, Moon, Moyle, Nash, Nate, Necochea, Nichols, Okuniewicz, Palmer, Rubel, Ruchti, Scott, Shepherd, Skaug, Syme, Toone, Troy, Vander Woude, Weber, Wisniewski, Wood(Critchfield), Yamamoto, Young, Mr. Speaker. Total - 67.

NAYS—None.

Absent—DeMordaunt, McCrostie, Youngblood. Total - 3.
Total - 70.

Whereupon the Speaker declared that H 452 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 453 - JUVENILE CORRECTIONS ACT

H 453 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Erickson to open debate.

The question being, "Shall H 453 pass?"

Roll call resulted as follows:

AYES—Adams, Addis, Amador, Andrus, Armstrong, Barbieri, Berch, Blanksma, Boyle, Bundy, Burns, Cannon, Chaney, Chew, Christensen, Clow, Crane, DeMordaunt, Dixon, Ehardt, Erickson, Ferch, Furniss, Galloway, Gannon, Gestrin, Gibbs, Giddings, Green, Hanks, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Kingsley, Lickley(Schutte), Manwaring, Marshall, Mathias, McCann, Mendive, Mitchell, Monks, Moon, Moyle, Nash, Nate, Necochea, Nichols, Okuniewicz, Palmer, Rubel, Ruchti, Scott, Shepherd, Skaug, Syme, Toone, Troy, Vander Woude, Weber, Wisniewski, Wood(Critchfield), Yamamoto, Young, Mr. Speaker. Total - 68.

NAYS—None.

Absent—McCrostie, Youngblood. Total - 2.
Total - 70.

Whereupon the Speaker declared that H 453 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 442 - PROPERTY

H 442 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Palmer to open debate.

Pursuant to Rule 80(3), the following Representatives disclosed a conflict of interest regarding H 442:

Mr. Ferch	Mr. Gestrin	Mr. Kingsley
Ms. McCann	Ms. Rubel	Mr. Weber
Ms. Chew	Mr. Ruchti	Mr. Holtzclaw
Ms. Nichols	Mr. Skaug	Mrs. Scott
Ms. Troy	Mr. Gannon	Ms. Necochea

The question being, "Shall H 442 pass?"

Roll call resulted as follows:

AYES—Adams, Addis, Amador, Andrus, Armstrong, Barbieri, Blanksma, Boyle, Bundy, Cannon, Chaney, Christensen, Clow, Crane, DeMordaunt, Dixon, Ehardt, Erickson, Ferch, Furniss, Galloway, Gestrin, Gibbs, Giddings, Hanks, Harris, Hartgen, Holtzclaw, Horman, Kingsley, Lickley(Schutte), Manwaring, Marshall, McCann, Mendive, Mitchell, Monks, Moon, Moyle, Nash, Nichols, Okuniewicz, Palmer, Ruchti, Scott, Shepherd, Skaug, Troy, Vander Woude, Weber, Wisniewski, Yamamoto, Young, Mr. Speaker. Total - 54.

NAYS—Berch, Chew, Gannon, Green, Kauffman, Kerby, Mathias, McCrostie, Nash, Necochea, Rubel, Syme, Toone, Wood(Critchfield). Total - 14.

Absent—Burns, Youngblood. Total - 2.

Paired Votes:

AYE - Manwaring NAY - McCrostie

(Pairs enumerated in roll call above.)

Total - 70.

Whereupon the Speaker declared that H 442 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Fifteenth Order of Business.

**15TH ORDER
Announcements**

Announcements were made to the body.

**16TH ORDER
Adjournment**

Mr. Moyle moved that the House adjourn until 11 a.m., Tuesday, February 8, 2022. Seconded by Ms. Rubel. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:03 p.m.

SCOTT BEDKE, Speaker

ATTEST:

CARRIE MAULIN, Chief Clerk